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**THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Appeal No: \_\_\_\_\_

In re the Application of: **MAEDA, Kazuya, et al.**

Group Art Unit: **3744**

Serial No.: **10/519,832**

Examiner: **TAPOLCAI, William E.**

Filed: **January 10, 2005**

P.T.O. Confirmation No.: **9645**

For: **LIQUID CONTAINING BAG AND FROZEN DESSERT MANUFACTURING  
APPARATUS USING THE SAME**

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

October 29, 2009

In response to the Notification of Non-compliant Appeal Brief dated October 22, 2009, entry of  
the following "Status of Claims" and remarks are respectfully requested.

Application Serial No.: 10/519,832  
Response to Notification of Non-Compliant Appeal Brief

### **III. STATUS OF CLAIMS**

Claims 1-5, 7, 9, and 11-18 are canceled without prejudice or disclaimer as to their subject matter.

Claims 6, 8, and 10 have been rejected and are the subject of this appeal.

\* \* \* \*

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Response to Notice of Non-Compliant Appeal Brief

**REMARKS**

The status of all claims are submitted in response to the Notification of Non-Compliant Appeal Brief dated October 22, 2009, and is believed to be fully responsive thereto.

In the event this paper is not timely filed, Appellants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this paper.

Respectfully submitted,

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Atty. Docket No. **040625**

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PATENT TRADEMARK OFFICE